

#18/Reg For  
Refund  
03-12-02

DOCKET NO.: MSFT-0508/37457.1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Steven J. Kruey et al.

Serial No.: 09/235,038

Group Art Unit: 2172

Filing Date: January 21, 1999

Examiner: Ella Colbert

For: DATABASE ITEM VERSIONING

DATE OF DEPOSIT: 2/6/02

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL  
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TO THE ASSISTANT COMMISSIONER FOR PATENTS,  
WASHINGTON, DC 20231.

  
VINCENT J. ROCCIA  
REGISTRATION NO.: 43,887

Assistant Commissioner for Patents  
Washington DC 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND  
(37 CFR 1.28(a))

I. SMALL ENTITY STATUS

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
- ☐ an Independent Inventor
  - ☐ a Small Business Concern
  - ☐ a Nonprofit Organization

**II. REFUND REQUEST**

This request for refund is made within three months of the date a fee was paid in this application on **January 2, 2002**, in the amount of **\$1130.00**.

The recent events in our nation since September 11, 2001 and the impact of those events has affected the timely receipt and sending of the mail by the United States Postal Service. With this in mind, a request for refund is being made due to the fact that an Amendment and Response was filed on November 1, 2001 in response to Final Office Action dated July 2, 2001, however, acknowledgment by the United States Patent and Trademark Office indicating their receipt of this same filed Amendment and Response was not confirmed until our receipt of the return postcard, dated received in the OIPE on January 17, 2002, and received back in our office on January 28, 2002.

Uncertain as to whether this Amendment and Response to the Final Office Action dated July 2, 2001 was received by the United States Patent and Trademark Office, and with a maximum due date for the Final Office Action of January 2, 2002, we filed a Notice of Appeal with three month extension of time on January 2, 2002 to avoid abandonment of the application. Consequently, on February 1, 2002 an RCE was filed in this prosecution with an attachment of the Amendment and Response filed on November 1, 2001.

**III. FEES PAID FOR WHICH REFUND REQUESTED**

<b>FEE PAID:</b>	<b>REFUND REQUESTED:</b>
Filing Fee	\$
Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 CFR 1.16(e) or 37 CFR 1.16(l))	\$
Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 CFR 1.16(e))	\$
Extension of Term	\$
Issue Fee	\$
Patent Maintenance <input type="checkbox"/> First Maintenance Fee <input type="checkbox"/> Second Maintenance Fee <input type="checkbox"/> Third Maintenance Fee	\$
Patent Maintenance Fee Surcharge	\$
Other: <b>Notice of Appeal with Three Month Extension of Time filed on January 2, 2002.</b>	<b>\$1,130.00</b>
<b>TOTAL REFUND REQUESTED:</b>	<b>\$1,130.00</b>

IV. MANNER OF REFUND

Please make refund by

☒ crediting Deposit Account No. 23-3050.

☐ refunding overpayment.

Date:

2/6/02

  
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**VINCENT J. ROCCIA**  
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